

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE  
(REV. 2-2005)

ATTORNEY'S DOCKET NUMBER

ETF-0024

## TRANSMITTAL LETTER TO THE UNITED STATES.

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

**10/538600**INTERNATIONAL APPLICATION NO.  
PCT/EP2003/050963INTERNATIONAL FILING DATE  
8 December 2003PRIORITY DATE CLAIMED  
9 December 2002

## TITLE OF INVENTION

FOIL-TYPE SWITCHING ELEMENT WITH MULTI-LAYERED CARRIER FOIL

## APPLICANT(S) FOR DO/EO/US

DRISS CHABACH, ET AL.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

## Items 13 to 23 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A power of attorney and/or change of address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☒ Express Mail Label No. EV711807335US
23. ☒ Other items or information:

CLAIM FOR PRIORITY UNDER 35 U.S.C. 119

U.S. APPLICATION NO. (if known, see 37 CFR 1.55) <div style="font-size: 24pt; font-weight: bold; text-align: center;">10/538600</div>		INTERNATIONAL APPLICATION NO. <div style="font-weight: bold; text-align: center;">PCT/EP2003/050963</div>		ATTORNEY'S DOCKET NUMBER <div style="font-weight: bold; text-align: center;">ETF-0024</div>	
The following fees are submitted:				CALCULATIONS	PTO USE
24.	<input checked="" type="checkbox"/> Basic national fee	\$300	\$	\$300.00	
25.	<input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).	\$100	\$	\$200.00	
	All other situations.	\$200			
26.	<input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority	\$100			
	International Search Report prepared and provided to the Office	\$400			
	All other situations.	\$500	\$	\$400.00	
<b>TOTAL OF 24, 25 and 26 =</b>			\$	\$900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole)	RATE		
- 100 =	0	/50 =	0	x \$250.00	\$ \$0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	15 - 20 =	0	x \$50.00	\$ \$0.00	
Independent claims	1 - 3 =	0	x \$200.00	\$ \$0.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00				\$ \$0.00	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ \$900.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ \$0.00	
<b>SUBTOTAL =</b>				\$ \$900.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ \$0.00	
<b>TOTAL NATIONAL FEE =</b>				\$ \$900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +				\$ \$0.00	
<b>TOTAL FEES ENCLOSED =</b>				\$ \$900.00	
				Amount to be	\$
				Amount to be	\$

a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 900.00 in the amount of \$900.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1130. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:  
 Daniel F. Drexler, Reg. No. 47,535  
 CANTOR COLBURN LLP  
 55 Griffin Road South  
 Bloomfield, CT 06002  
 Telephone: 860-286-2929  
 Customer No.: 23413

SIGNATURE  
 Daniel F. Drexler 06/09/05  
 NAME  
 47,535  
 REGISTRATION NUMBER

10/538600

JC09 Rec'd PCT/PTO 39 JUN 2005

## CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): DRISS CHABACH, ET AL.

Docket No.

ETF-0024

Application No.

Filing Date

Examiner

Customer No.

23413

Group Art Unit

Invention: FOIL-TYPE SWITCHING ELEMENT WITH MULTI-LAYERED CARRIER FOIL

I hereby certify that the following correspondence:

Patent Application under 35 U.S.C. 371; Preliminary Amendment; IDS; PTO 1449; Priority Sheet

(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June 9, 2005  
(Date)

Jennifer Lepage

(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)

EV711807335US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

10/538600

JC09 Rec'd PCT/PTO 09 JUN 2009

Express Mail Label #EV711807335US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: DRISS CHABACH, ET AL.

FOR: FOIL-TYPE SWITCHING ELEMENT WITH MULTI-LAYERED CARRIER FOIL

CLAIM FOR PRIORITY UNDER 35 U.S.C. 119

The Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

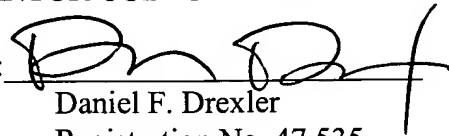
Applicants hereby claim the benefit of the filing date of 9 December 2002 of European Patent Application No. 02102706.5 under the provisions of 35 U.S.C. 119 and the International Convention for the Protection of Industrial Property.

If any fees are due with regard to this claim for priority, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorneys.

Respectfully submitted,

CANTOR COLBURN LLP

By:



Daniel F. Drexler

Registration No. 47,535

CANTOR COLBURN LLP

55 Griffin Road South

Bloomfield, Connecticut 06002

Telephone: 860-286-2929

Facsimile: 860-286-0115

Customer No. 23413

Date: June 9, 2005